

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

JAIN et al.

Serial No.: 09/337,675

Filed: June 22, 1999

For: CONTROLLED RELEASE NANO-
PARTICULATE COMPOSITIONS



Group Art Unit: 1615

Examiner: A. Pulliam

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

AMENDMENT UNDER 37 C.F.R. 1.111

This Amendment is filed in response to the Office Action dated November 29, 1999, a response to which is due by **February 29, 2000**.

REMARKS

Applicants respectfully request reconsideration of this application. Claims 1-35 are pending.

I. SUMMARY OF THE CLAIMED INVENTION

The present invention is directed to the surprising and unexpected discovery of solid dose controlled release nanoparticulate compositions. The controlled release compositions provide for the therapeutically effective release of an incorporated active agent in a patient for a time period ranging from about 2 to about 24 hours or longer. This discovery was surprising as nanoparticulate compositions are designed for immediate, fast release. Such fast release is a result of the nanoparticulate size of the drug, having a large surface area in relation to the volume, which results in rapid

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